



# DELAWARE BOARD OF NURSING NEWSLETTER

Volume 22, Issues 1 & 2  
WINTER / SPRING 2002

## Division of Professional Regulation unveils website— The Delaware Board of Nursing finds a home on the Web!

The Division of Professional Regulation is pleased to inform you of its new website. The site provides licensees and the general public with information about the Division's 36 boards and commissions. Visitors to the web site are able to find licensure requirements, downloadable applications, rules and regulations and more.

In the near future, licensees will be able to complete their applications and pay the appropriate fees online. The Board of Nursing believes this new medium is an exciting and

innovative way to serve the nursing community of Delaware. Please visit our web site at:

<http://www.professionallicensing.state.de.us>



### 2002 CALENDAR

#### BOARD MEETINGS

June 12  
July 10  
No August Meeting  
September 11  
October 9 (New Castle County)  
November 13  
No December Meeting

#### HEARINGS.

June 19  
July 17  
September 18  
October 16  
November 20

#### *Did You Know??*

The last 15 minutes of each Board meeting are reserved for public comments. No prior notice is needed. Unless otherwise noted, meetings are held at

9:00 a.m. in the 2nd floor conference room A of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware. This information is subject to change.

861 Silver Lake Blvd.  
Suite 203  
Dover, Delaware 19904

Office Hours:  
8:00 a.m.— 4:30 p.m.  
Monday—Friday

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### BOARD BRIEFS

Janet West, RN Member, has been reappointed to a second term. Beulah Gray, Public Member, and Helen Perkins, LPN Member, have completed their terms and are ineligible for reappointment. The Board thanks both Ms. Perkins and Ms. Gray for their years of service and dedication. Welcome to Margaret Ingram, LPN member and Dr. James Vanderwall, Public Member, who have been appointed to replace Ms. Perkins and Ms. Gray.

The Board will hold the annual officer elections at the June 12, 2002 meeting.



**DELAWARE BOARD OF NURSING  
BOARD MEMBERS**

<b><u>Name</u></b>	<b><u>Work Phone #</u></b>	<b><u>Term Expires</u></b>
Deborah Maichle, RN, MSN, President	(302) 292-0811	08/15/04
Janet West, RN, MSN, Vice-President	(302) 683-3663	10/21/04
Dolores, Arensberg, LPN	(302) 430-5096	08/29/04
Doris Dayton, Public Member		04/03/03
Ruth Fournier, RN, MSN	(302) 995-8521	10/20/03
Dr. Lucille Gambardella, RN, Ph.D, APN Member	(302) 736-2512	08/29/04
Gwen Hines, LPN	(302) 645-4709	04/03/03
Margaret, Ingram, LPN		04/10/05
Robert Lawson, Public Member		05/12/03
Sheila McMahon, RN, MSN	(302) 633-2619	04/03/03
Jan Monihan, RN, M.Ed.		08/15/04
Diana Padula, LPN	(302) 855-5657	10/20/03
Til Purnell, Public Member		04/03/03
Marlene Samuel, Public Member		11/19/04
Dr. James Vanderwall		04/10/05

**DELAWARE BOARD OF NURSING  
STAFF**

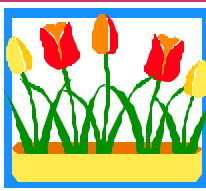
***For scope of practice, disciplinary, and Advanced Practice Nurse application information, please contact:***

Iva Boardman, RN, MSN, Executive Director	(302) 744-4517	iboardman@state.de.us
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***To request applications and forms, request the status of applications, and general information, please contact:***

Scott H. McConnell, Administrative Assistant	(302) 744-4515	smcconnell@state.de.us
Kathryn Papen, Administrative Assistant	(302) 744-4516	kpapen@state.de.us

Michael Tischer, Deputy Attorney General for the Board of Nursing





## What's New with the Nurse Licensure Compact? New Jersey, Indiana and Tennessee to Implement Soon!

The mutual recognition model of nurse licensure allows a nurse to have one license (in his or her state of residency) and to practice in other states (both physical and electronic), subject to each state's practice law and regulation. Under mutual recognition, a nurse may practice across state lines unless otherwise restricted. In order to achieve mutual recognition, each state must enact legislation authorizing the

Nurse Licensure Compact. States entering the compact also adopt administrative rules and regulations for implementation of the compact. Each compact state designates a Nurse Licensure Compact Administrator to coordinate implementation of the compact. Currently, the compact applies only to registered nurses (RNs) and licensed practical or vocational nurses (LPN/VNs). The National Council of

State Boards of Nursing (NCSBN) committee is drafting a compact for advanced practice registered nurses (APRNs) for consideration by its Board of Directors and its Delegate Assembly in 2002. For more information, and free products from the National Council, please visit the National Councils website at [www.ncsbn.org](http://www.ncsbn.org).



STATE DATE	BILL #	STATUS	DATE OF LAST ACTION	IMPLEMENTATION
Arizona	S 1321	Signed by Governor	4/12/2001	7/1/2002
Arkansas	S 28	Signed by Governor	2/24/1999	7/1/2000
Delaware	HB 439	Signed by Governor	6/23/2000	7/1/2000
Idaho	HB 4	Signed by Governor	3/22/2001	7/1/2001
Indiana	H 1297	Signed by Governor	3/28/2002	TBD
Iowa	F 2105	Signed by Governor	3/16/2000	7/1/2000
Maine	LD 2558	Permission to implement Compact by rule	8/11/2000	7/1/2001
Maryland	S 590	Signed by Governor	4/27/1999	7/1/1999
Mississippi	H 535	Signed by Governor	4/22/2000	7/1/2001
Nebraska	L 523	Signed by Governor	2/15/2000	1/1/2001
New Jersey	A 3302	Signed by Governor	1/10/02	TBD
North Carolina	S194	Signed by Governor	7/2/1999	7/1/2000
North Dakota	SB 2115	Permission to implement Compact by Rule.	Signed by Governor	8/1/2001**
South Dakota	H 1045	Signed by Governor	2/16/2000	1/1/2001
Tennessee	S 2731	Signed by Governor	3/25/2002	TBD
Texas	H 1342	Signed by Governor	6/19/1999	1/1/2000
Utah	S 146	Signed by Governor	3/14/1998	1/1/2000
Wisconsin	A 305	Signed by Governor	12/17/1999	1/1/2000

\*\* Anticipate rule promulgation in 2003-2004

**COMMITTEE REPORTS****Advanced Practice Nurse Issues** – Lucille Gambardella, Chair

The issue of whether an APN can engage in psychotherapy via the telephone and the Internet is being addressed through presentation of a white paper which the Board reviewed at the May meeting. The Board asked that the paper be shared with committee members before rendering a final decision.

**Assistance With Self-Administration of Medications** – Janet West, Chair

The Committee continues to discuss how the current law and rules and regulations need to be revised to better clarify the authority. The AWSAM informational meeting was held on February 22, 2002 and was well attended by providers, instructors and surveyors. The Committee reviewed input from that meeting at their May 10, 2002 meeting and will forward their recommendations to the Board.

**Continuing Education Advisory Committee** – Janet West, Chair

There have been no issues assigned by the Board.

**Joint Practice Committee** – Judy Hendricks, Chair

The Committee's proposed new draft regulations defining the committee process and revised regulations related to disciplinary processing were ratified by the Board of Medical Practice at their January 2002 meeting and published as final regulations in the February 1, 2002 State Register of Regulations. The Committee is currently reviewing whether program accreditation organizations can be used to verify inclusion within educational programs of the required courses of advanced pharmacology, advanced health assessment, advanced pathophysiology, and diagnosis and management within the clinical specialty.

**Legislative Committee** – Til Purnell, Chair

The Committee obtained sponsorship for legislation that will revise the definition of "dispensing" and establish authority for elements of dispensing by LPNs. Senate Bill 356 was passed by the Senate on May 15th and will be assigned to a House committee for review.

**Nursing Practice Committee** – Jan Monihan, Chair

There have been no issues assigned by the Board. Please see Attorney General's Opinion on Acceptance of Orders from Physicians' Assistants.

**Rules and Regulations Committee**— Debbie Maichle, Chair

There have been no issues assigned by the Board.

**PRACTICE ISSUES****OBLIGATION OF NURSES TO ACCEPT ORDERS ISSUED BY PHYSICIANS' ASSISTANTS**

In an opinion issued from the Attorney General's Office and reviewed by the Board at their April 10, 2002 meeting, RNs and LPN's **can** execute orders received from physicians' assistants. While physicians' assistants are not specifically listed in Title 24, Del Code, Section 1902(b)(6) and (c)(5), the opinion states that physicians' assistants are authorized through statute to initiate orders, including prescription orders as part of their delegated medical duties. A nurse should honor a reasonable treatment or medication order issued by a duly licensed physician's assistant acting under the supervision of a physician. The nurse who honors such an order does so because it is, in effect, the order of the physician, and therefore does not violate the Nurse Practice Act.

Supervision of a physician's assistant requires only the exercise of "control and direction" over the assistant as opposed to the constant physical presence of the supervising physician. (Title 24, Del Code Section 1770 (a)(2).) The Attorney General's Opinion further states "that although it may be difficult for a nurse to determine if a particular order given by a physician's assistant is issued pursuant to the assistant's delegated medical authority, **it is the professional responsibility of the supervising physician, and not the nurse, to control and direct the actions of the physician's assistant**"

The opinion emphasizes "that a nurse should not blindly follow all such orders. In practice, there may be instances in which a nurse, in the proper exercise of nursing judgment, may wish to confer with a physician to determine if, by rendering an order, a physician's assistant has gone beyond the scope of his or her authority or in the event the nurse in the exercise of their own nursing judgment reasonably believes there is some other problem with the order as given."



## Employing New Graduates?



Dear Employers,

It's that special time of year when nursing program graduates are becoming employed as graduate nurses (GNs) and graduate practical nurses (GPNs). Please be reminded that the Board's Rules and Regulations read as follows:

### 6.2 Temporary Permits Prior to Examination

6.2.1 Prior to the employment starting date the candidate shall submit a notarized application for a temporary permit on a form provided by the Board.

6.2.2 The temporary permit is a limited license authorizing professional or practical nursing practice only at the institution employing the graduate, and only under supervision and pending the results of the examination.

6.2.3 Any graduate who has completed the requirements of a state board of nursing approved program of professional or practical nursing and who has filed for licensure by examination in Delaware may be employed in professional or practical nursing, working under the direct supervision of a Registered Nurse pending results of the licensing examination.

6.2.4 Direct supervision means supervision by a Registered Nurse on the same assigned unit during the same time period. The term "unit" is defined as one staffed unit of a maximum of forty patients.

6.2.5 In order to practice nursing in Delaware with a temporary permit, a recent graduate of a state board of nursing approved program of nursing in another state must file an application for licensure before beginning to practice. If the graduate has taken, or is scheduled to take, the NCLEX Examination in the state in which the program is located, the applicant shall file an application for licensure by endorsement in Delaware.



## The Division of Professional Regulation has a New Complaint Format

### To File a Complaint:

In an effort to improve complaint processing a reporting form is now available for use when making a complaint about a licensee. The form ensures inclusion of all of the necessary identifying information about the complainant and respondent in addition to the description of the complaint.

For ease and convenience, you may download a complaint form at:

**<http://www.professionallicensing.state.de.us>**

Simply click on "File a Complaint" and download the form.

### Mail complaints to the attention of:

Dean W. Stotler  
Investigative Administrator  
Division of Professional Regulation  
861 Silver Lake Blvd., Suite 203  
Dover, DE 19904-2467  
(302) 744-4509 telephone  
(302) 739-2711 fax

You will receive a letter of acknowledgement that your complaint has been received and assigned a case number. All complaints received are acknowledged within 15 calendar days. A copy of the Board's acknowledgment letter will also

be sent to the professional along with your complaint to provide an opportunity for him/her to respond. Status letters will be sent periodically to you throughout the investigative process. You may call the office to find out the status of your complaint during the complaint process.

If you do not have access to the web, please call the Board office at the numbers below and a form will be sent to you.  
(302) 744-4509—(302) 744-4515 or (302) 744-4516

**EMPLOYERS:** The following nurses have reported lost/stolen/destroyed licenses. For those who have made the request, the Board has issued license verification letters. Please be aware that lost or stolen licenses can be misused.

Augustine, Amy	L1-0025529
Bradley, Mary	L1-0023176
Helmick, Juliana	L1-0023756
Kelley, Robin	L1-0019037

Cooke, Louise	L1-0019333
Hanlon, Helen	L1-0007394
Whittle, Amy	L1-0029502
Moxley, Elisa	L1-0023322

**DISCIPLINARY ACTION**

The following is provided as a summary of disciplinary actions taken by the Delaware Board of Nursing. This list includes all licensees currently on disciplinary status. In most cases, termination of probation or suspension of licensure occurs through Board action and is not date driven. At the conclusion of the stated term of discipline, the suspended licensee applies for reinstatement of licensure and the probated licensee applies for licensure without probation. Please note that this list is updated monthly and will be mailed upon request.

<u>LICENSE #</u>	<u>NAME</u>	<u>ACTION</u>
L2-4984	Alexander, Anita	Probation for 2 years beginning 4/8/98
L2-5830	Alexander, Terry (formerly Sheppard)	Suspension for 2 years beginning 4/9/97
L1-20220	Ayoub, Rebecca	Probation for 3 years beginning 2/19/2000
L1-22556	Barkes, Christopher	Revocation
L2-5631	Blackwell, Barbara	Probation for 3 years beginning 2/9/94
L2-7342	Boland, Cathy	Probation for 2 years beginning 6/16/99
L2-5789	Brown, Juanita	Probation for 1 year beginning 9/10/97
Not Licensed	Carter, Alice	Denial of licensure
L2-2503	Comegys, Rose	Suspension for 2 years beginning 7/15/98, stayed after 3 months, Probation for 21 months beginning 10/10/98
L2-5941	Cooper, L. Diane	Probation for 1 year beginning 1/15/97
L2-3477	Cummings, Nelda	Indefinite suspension beginning 11/14/92
L1-17457	Dallas, Altoria	Indefinite suspension beginning 8/4/92
L1-20262	Davis, Jonathan	Indefinite suspension beginning 5/20/96
L1-7698	Devito, Edna	Letter of reprimand
L1-15859	Donovan, Linda	Probation for 2 years beginning 9/96
L2-2007	Dunn, Ernestine	Revocation
L1-22777	Ellis, Edward	Probation for 1 year beginning 6/96
L1-12405	Feathers, Amalie	Denial of reinstatement with eligibility after 3/12/98
L1-20993	Fischer, Tamera	Probation for 2 years beginning 2/12/97
L2-5087	Foss, Catherine	Indefinite suspension beginning 7/9/97
L1-22335	Garibaldi, Melanie	Probation for 18 months beginning 3/11/98
L2-1943	Godwin, Ann	Indefinite suspension beginning 6/9/93
L1-28173	Gomez, Gumersindo	Probation for 3 years beginning 7/14/99
L1-16429	Grant, Robin Loder	Reinstated on probation until 4/11/97
L2-3741	Gray, Mary	Revocation
L1-22360	Greene, Lanaya	Revocation
L2-942	Grzybowski, Suzanne	Suspension 12/29/93-12/29/94, Probation from 12/30/94-12/28/97
L1-22226	Guthrie, Samuel	Probation for 2 years beginning 10/12/94
L2-5447	Harris, David	Suspended until 6/15/01
L1-21777	Harte, Brian	Suspended until 7/10/98
L2-5041	Harvey, Patricia	Suspended until 9/17/2000
L2-4971	Hicks, Willie	Indefinite suspension beginning 4/22/93
L2-1761	Hossbach, Martha	Indefinite suspension beginning 3/10/97
L2-1537	Howell, Cheryl	Revocation
L2-6037	Hudson, Leigh Ann	Indefinite suspension beginning 7/19/00
L2-7226	Huffer, Michael	Probation for 2 years beginning 6/17/98
L1-18796	Huie, Cary Sue	Probation for 2 years beginning 1/13/99
L2-5165	Hurley, Virginia Sue	Probation (awaiting application for removal of probation)
L1-23090	Hylar, Joann	Probation for 1 year beginning 5/10/95
L2-7882	Johnson, Pamela	Probation for 1 year beginning 11/10/99
L2-4739	Kearney, Scott	Indefinite suspension as of 1/26/95 (denied reinstatement- 2/96)
L1-23899	Kepner, Barbara	Indefinite suspension as of 1/12/00
L1-25429	Klat, Susan	Revocation
L1-22822	Long, Carl	Denied Licensure



**DISCIPLINARY ACTION**

L2-3969	Lowe, Deborah	Suspension for 6 months beginning 10/13/99
L1-12961	McCarthy, Brian	Indefinite suspension beginning 1/18/2000
L1-24939	McCarthy, Lori	Probation for 2 years beginning 1/13/99
Not Licensed	McKenzie, Deanna	Probation for 3 years beginning 11/18/98
L1-20157	Mosley, Catherine	Revocation
L1-22187	Much, Wendy	Probation for 2 years beginning 10/8/96
L1-16900	Neary, Lisa	Suspension 11/20/96-11/19/97, Probation 11/20/97-11/19/2001
L2-5142	Newton, Patricia	Indefinite suspension beginning 3/12/97
L1-21612	Nussrallah, Stephanie	Indefinite suspension beginning 9/9/98
L1-28326	O'Boyle, William	Suspension for 3 months beginning 03/15/02, at which time eligible for temporary permit for 120 days and hearing for reinstatement.
L1-22684	Osborn, Mary	Suspension for 2 years beginning 1/13/99
L1-23433	Owens, Deborah Ann	Indefinite suspension beginning 4/8/98
L1-19967	Peterson, Lisa Winter	Probation for 2 years beginning 9/19/01
L2-5061	Phillips, Jodi	Probation for 4 years beginning 5/96
Not Licensed	Pleasant, Christopher	Denial of Licensure
L1-15176	Ratushny, Randi	Indefinite suspension beginning 8/4/87
L2-4823	Rogers, David	Probation (awaiting application for removal of probation)
L2-4941	Sallie, Jacqueline	Revocation
L1-11170	Sandberg, Bonnie (formerly Yaeger)	Reinstatement not allowed without a hearing before the Board
L2-1543	Schoenberg, Roberta	Probation for 1 year beginning 9/10/97
L2-7259	Scott, James	Indefinite suspension beginning 4/14/99
L2-3847	Shenton, Sharon (formerly Nagel)	Probation for 1 year beginning 9/12/95
L1-21515	Shrom, Karen	Probation for 2 years beginning 3/21/01 & Letter of Reprimand
L2-3165	Smith, Kathy Williams	Suspended indefinitely beginning 6/17/98
L2-8095	Sowell, Willie	Probation for 1 year beginning 3/28/01
L2-4817	Stark, Kathleen	Probation for 2 years beginning 6/13/01
L1-26435	Stevenson, Geni	Probation for 2 years beginning 1/12/00
L1-15426	Stevenson, Lawrence	Revocation
L2-5720	Tuneff, Marie	Revocation
L1-20011	Turner, Joan	Indefinite suspension beginning 7/19/95
L2-5949	Walston, Helena	Revocation
L2-4035	Walton, Richard	Revocation
L2-1458	Watson, Dana	Suspension 4/94 - 4/96 with eligibility for reinstatement
L2-2416	White, Wilma	Revocation
L1-4999	Wonchoba, Charlotte	Revocation
L2-5084	Young, Lamotte	Revocation

**If your name appears  
below or you are the  
employer of an individual listed, please  
call the Board office at  
(302) 744-4516.**

Afeworki, Dawit  
Baker, Doreen  
Berl, Kimberly  
Brewer, Kathleen  
Cook, Patricia  
Cunningham, Susan  
Curtin, Kristin  
Dallas, Melissa  
Daniel, Erika  
Denham, Frances

L1-18670  
L1-28329  
L1-12682  
L2-7356  
L1-22813  
L2-5988  
L1-24255  
L1-28737  
L2-5425

Diellissen, Cheryl  
Egolf, Donna  
Elliott, Ronnette  
Gallagher, Debbie  
Graves, Michael  
Gray, Judy  
Harper, Andrea  
Harris, Constance  
Jones, Cathy  
Kelly, Karen  
Long, Lynda  
MacDonald, Diane  
Morris, Terri  
Pagano, Sandra  
Peacock, Judy  
Powell, Barbara

L1-26554  
L2-4626  
L2-7516  
L1-19363  
CRNA  
  
L2-2466  
L2-5889  
L2-3810  
L1-24755  
  
L1-28291  
L2-3241  
L2-3913  
L2-3448  
L1-28975

Powell, Steven  
Rodgers, Janet  
Saienni, Michelle  
Schafer, Joan  
Slavik, Theresa  
Smith, Kathy W.  
Sowell, Willie  
Stevenson, Sylvia  
Streich, Judith  
Sykes, Doris  
Wade, Tammy  
Wilcox, Charlene

L1-15669  
L1-17544  
L1-27045  
L1-15907  
L1-21867  
L2-3165  
L2-8095  
L1-22728  
L1-29195  
L2-3934  
L2-7616  
L2-7069